App F IX 4 P 17E

Previous References 1948-49 (ML) File No 86-48 Serial Nos 43.44

Later References

GENERAL AND REVENUE SECRETARIAT

Serial Nos Two

Part B for Nov '48

SUBJECT

Draft bye laws of the Davangere Cnty Mlty framed under Secn 51 (1)(b) of the Cnty Mlties Act 1933 for Registration of Births & Deaths

L 5197/B 13-11-48

Approves the bye laws

To The Mil Comr. Davangere Cnty Mlty

ML ✓
2379

Draft bylaws of the Davangere city Municp framed under Section 51(1)(t) of the City Mu Corporation Act 1933 for registration of Births and Deaths

—

Letter No MC 26/48-49 dated the 16th September 1948 from the Municipal Commissioner, Davangere city Mcity on the above subject

—

1) The Municipal Commr states that objections were called for from the public and that none were received A copy of the resolution of the MC approving of the draft bylaws is also enclosed He requests sanction of Govt to these bylaws

2) The draft bylaws closely follow the bylaws in force in the Bangalore city Municipality The forms referred to clause 11 have not been appended For orders whether they may be called for

BX

KOr 27 9 48 P 28 9 48

UO 84/30 9 48 forwarded to Municipal Commissioner

3) Director of Public Health for remarks on the draft bylaws in question and suggestion if any

Director of Public Health for remarks on the draft bylaws in question and suggestion if any

No 672
4/10/48 Registration of Births & Deaths Byelaws of the Dwarka Cap. Mls
ML 86-48 2379
Retransmitted with Compliments

4) The bye laws are approved. A few corrections are made here and there to make the bye laws uniform all over the State. Half a dozen printed copies may kindly be sent to this office for reference

Director of Public Health

3962
4/10

5) Submitted
The opinion furnished by the Dir of P. Health in Para 4 is submitted for orders.
6) May a draft G.O approving be put up?

10/10 Pr 12 cover

7) yes please

12/10/48

8) Submitted with a draft G.O

14/10 Pr 14 cover

Revised

Maybe approved

Minister

20/10

21/10/48

OFFICE OF
THE MINISTER FOR
LOCAL SELF GOVERNMENT
No 2008
Date 27/10/48

Minister for C. Rels & Trans

The may be referred to the Minister for Loc. Municipalities

Re
30/10/48

OFFICE OF THE MINISTER FOR CITY
MUNICIPALITIES AND BUZRAL
No 1746
Date 4-11-1948

Issued No L5497-9
13/11/48

sl 44)
B 18/11

4/11

8/11/48

DAVANGERE CITY MUNICIPALITY

Mk- 86 - 48 - 49

No H.C 26/48-49
Encl 4

MUNICIPAL OFFICES
DAVANGERE
Dated 16th Sept, 1948

From

The Municipal Commissioner,
Davangere City Municipality,
Davangere

GENERAL & REVENUE SECRETARIAT
23 SEP 1948
2379
MUNICIPAL BRANCH

To
The Secretary to Government,
Revenue Department,
Bangalore

Sir,

I have the honour to state that the Municipal Council at their Ordinary Adjourned meeting held on 28-7-48, have approved the byelaws framed for the Registration of Births and Deaths under Section 51 (1) (f) of the City Municipalities Act 1933 as amended from time to time

Notification No.G C 83/48-49 dated 4-8-1948 was published in the Gazette and also in the City calling for objections to the byelaws

No objections are received in response to the notification

This subject was placed before the Council at their ordinary General meeting held on 4-9-'48 when it was resolved that sanction of Government may be obtained to the byelaws since no objections are received

A copy of the resolution and the byelaws in duplicate are herein enclosed

I request that sanction of Government may kindly be obtained to the byelaws framed by the Municipal Council

I have the honour to be,
Sir,
Your most obedient servant,

16/9/48 Municipal Commissioner,
Davangere City Municipality

Forwarded with compliments

President,
Davangere City Municipality

12

Proceedings of the adjourned meeting of the Davangere City Municipal Council Davangere held on 28-7-1948 at 5 p m in the Council Hall of the City Municipal Office

---

President

Sri K T Jambanna

x	x	x
Subject		Resolution
13 To approve the byelaws framed for the Registration of Births and Deaths under Section 51 (1)(f) of the City Municipalities Act 1933		May be approved

---

(Sd) K T Jambanna

President

" Copy "

16/9/48 Municipal Commissioner,
Davangere City Municipality

Proceedings of the Ordinary General Meeting of the City Municipal Council Davangere held on 4-9-1948 at 5 p m in the Council Hall of the City Municipal Office

---

President

Sri K T Jambanna

x	x	x
Subject		Resolution
22 To obtain sanction of Government to the following byelaws framed by the Council as no objections are received Byelaws relating to Registration of Births and Deaths		May be sent to the Government for sanction

---

(Sd) K T Jambanna

President

' Copy '

Municipal Commissioner,
Davangere City Municipality

3

No C C 83/48-49

Office of the Municipal Commissioner,
Davangere City Municipality,
Davangere, dated 4th August 1948

Notification

It is hereby notified for the information of the public that the City Municipal Council Davangere at their ordinary adjourned Meeting held on 28-7-1948 have approved the byelaws framed for the Registration of Births and Deaths under section 51 (1) (f) of the Mysore City Municipalities Act 1933 as amended from time to time

Objections if any to the said byelaws may be preferred in writing to the Municipal Commissioner Davangere City Municipality within a month from the date of this notification and objections received after one month will not be considered

A draft copy of the byelaws is kept in the Municipal Office for inspection by the public on all working days during office hours

(Sd) K Rangappa
Municipal Commissioner,
Davangere City Municipality

" Copy "

Rangappa
16/9/48
Municipal Commissioner,
Davangere City Municipality

[R S App F VI—G 2]

SUBJECT

15

Diary No of letter replied to 23 49

General and Revenue Secretariat

( )

the *194*

Date of issue 13-11- 1948

Signed by Sri G R Rao

May this be—

(i) printed ?

(ii) treated as a Standing Order ?

(iii) published in the Gazette English Part ?

(iv) translated ?

(v) placed at the disposal of the Press ?

(iv) published in the Gazette Kannada Part ?

Section Mh

File No 86 -48

Serial No 44

Proceedings of the Government of His Highness the Maharaja of Mysore

Read Letter no H C 26/48-49/16th Sept 1948 from the Mk Commr, Davangere Cff mlf, requesting sanction to the draft Byelaws framed by the Davangere Cff mk cl under Section 51 (1) (b) of the Mysore Cff mkts Act, 1933, for the Registration of Births & Deaths in the mlf & adding that no objections were received in response to the notification issued in this behalf

~~Order thereon—No~~

Order no L 5197

13-11-48

The Byelaws are approved as revised and appended

5/

to this order

The mc Comm, Savannah
cy mcg is requested to send
half a dozen printed copies
of the Bylaws for reference
and record in the Secty

8
21/10
for Rev Secy to Govt
Hdqs Rev Dept
Pr 15-1067

To the mc Comm, Savannah cy mcg. with copy
of Bylaws

List of Enclosures

Copied by

Examined by

WD 04162—GPB—60 000—23-10-41

DAVANGERE CITY MUNICIPALITY.

Bye-laws for the Registration of Births and Deaths in the Davangere City Municipality under Section 51 (1) (f) of the City Municipalities Act, 1933

Definitions

1 For the purpose of these Bye-laws -

(a) The term 'Division' means the area in which any Registrar of Births and Deaths is appointed to perform his functions

(b) The term 'Occupier' includes any person for the time being paying or liable to pay to the owner the rent or any portion of the rent of the land or building in respect of which the word is used.

(c) The term 'Commissioner' means the Municipal Commissioner of the Municipal Council for the time being

(d) The term 'Public Institution' includes a prison, lock-up, lunatic asylum, hospital, reformatory, industrial school, barrack and any charitable or other institution, which is under the management of a public body, officer or person

(e) The term 'Registrar' means and includes any person who may be appointed by the Municipal Commissioner as a Registrar of Births and Deaths for any Division of the Municipality

(f) The term 'Registrar-General' means the Director of Public Health to the Government of Mysore for the time being and the ~~Assistant~~ Deputy Registrar-General' means the Superintendent of the Bureau of Vital Statistics for the time being

(g) The terms 'Still-born' or 'Still-birth' have reference to a child born after the 28th week of gestation as dead or apparently dead and not called back to life

Appointment of Registrars

2. For the proper registration of all births and deaths, the Municipality shall be divided into divisions and for every such division, a Registrar of Births and Deaths ~~shall~~ may be appointed if necessary

Registrar to live in his Division

3 Every Registrar shall reside at some conveniently central place within the division of which he is the Registrar, and shall cause his name with his designation as Registrar of Births and Deaths

7)

for the division for which he is so appointed, in English and Kannada to be placed in some conspicuous place on or near the outer door of his office

Temporary arrangements during ~~kkkk~~ illness or Absence of Registrar.

4. In case the Registrar is unable for more than a week to attend to his duties on account of illness or other urgent cause, he shall report the fact to the Municipal Commissioner, who shall at once make temporary arrangements for the performance of the duties of the Registrar, and any person thus temporarily appointed shall be held to be the Registrar for the purpose of these bye-laws. The Municipal Commissioner shall report the arrangements to the Registrar-General.

Information of Births to be given within seven days

5. Information covering all the particulars specified in Form No./ B.1 (b) appended, shall be given to the Registrar of the division within one week after the day of birth regarding every birth that takes place within the Municipal limits.

The duty of giving notice of births is laid, in the first instance, upon the father, provided that the child is legitimate and that the father is in the Municipal limits.

In the absence of the father, and in all cases of births of illegitimate children, the duty is laid on the Mother, provided her health permits.

Should both the father and the mother be unable or fail to give notice, the duty is laid on the Medical Officer or Midwife attending the mother

Where there is no Medical Officer or Midwife, the duty is laid upon the occupier of the building in which the birth takes place

Information of Death to be Given within thirty-six hours.

6 Information regarding the death of any person dying within the Municipal limits covering the several particulars prescribed in Form No.V.S 2 (b) appended, shall, within thirty six hours of such

(8

death, be given to the Registrar of the division.

The duty of giving such notice is laid, in the first instance, upon the nearest relative of the deceased person who has been present during his illness

Failing such relative, it is laid upon the Medical Officer who attended the deceased person.

Where there is no Medical Officer, the duty is laid upon the occupier of the building in which the death occurred.

Births and Deaths occurring in Public Institutions to be notified by the Officers in Charge.

7. The above bye-laws do not apply to the case of birth or death occurring in a public institution, In that case, the duty of sending the notice is laid upon the officer in charge of the institution

Particulars Regarding Dead bodies found exposed to be reported by the Police.

8. In case of the discovery of dead bodies whether of newly born children or otherwise, it shall be the duty of the Police Station Officer within whose jurisdiction any such body is found, to report to the Registrar, such particulars as are available for the purpose of the entries to be made in the register of deaths as well as, in the case of bodies of newly-born children, in the register of births.

Priests and Burial Ground Watchmen to furnish information, if required

9. Should the Municipal Commissioner so order, every person who conducts the funeral obsequies of any person dying within the Municipal limits and any person who is placed in charge of graveyard, burning ground or other place of burial or cremation shall furnish the Registrar with such information as he may be required by the Municipal Commissioner, to furnish, re any funeral obsequies conducted by him or any burial or cremation that has taken place within the premises committed to his charge, as the case may be.

Registrar to Register information without fee or reward and to inform himself of every birth and death

10. Every Registrar shall inform himself carefully of every birth and death which takes place in his division, and shall register, as soon as conveniently may be, after the event, without fee or reward, the particulars required to be registered under Bye-law II touching every such birth or death, as the case may be, which has not been already registered

Forms of Birth and Death registers to be maintained in original, duplicate and triplicate.

11. The Register of Births shall be maintained in Form No. V.S.1 (b) and the Register of Deaths in Form No.V.S.2(b) appended, in original, duplicate and triplicate.

Entries to be numbered serially.

12 In each of these registers, the occurrences registered shall be numbered serially, the series of numbers running from 1st January to 31st December. No entry shall be interpolated between two serial numbers.

Written information received by the Registrar to be preserved for two years

13. All information received by the Registrar in writing in connection with the registration of any birth or death shall be filed by him and preserved for two years

Entries in respect of Children born dead

14. A special column in the register of births is provided for the entry of still-births, which are not included in the statistics either of births or of deaths.

Entries in respect of children born alive which die before the birth is registered.

15. In the Case of a child which is born alive, but dies before its birth has been registered, the Registrar shall enter the birth in the Register of Births and the death in the Register of Deaths.

Registers to be renewed once a Year

16. Each register shall consist of 1,098 pages - 366 original, 366 duplicate and 366 triplicate - and shall be used continuously for a a period of one year.

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Triplicate copies to be sent daily to the Municipal Commissioner of the Municipality.

17. The triplicate pages which have been written up during every day shall be detached at the perforation and sent by the Registrar to the Municipal Commissioner of the Municipality before the close of the following day. The particulars shall thereupon be posted into the consolidated registers of Births and Deaths which shall be maintained in the Municipality.

If, during any day, no births or deaths have occurred, the triplicate form should be sent with the remark 'NIL' written thereon.

The Municipal Commissioner to collect the duplicate returns from registrars and forward them to the Registrar-General so as to reach him on or before the close of the third day following.

18. The duplicate pages shall be similarly detached at the perforation and sent to the Municipal Commissioner, who, after scrutinising the returns carefully, should forward them in a bundle to the Registrar-General, so as to reach him on or before the close of the third day following.

Check by Municipal Commissioner of regular receipt of Returns.

19. A set of posting registers, showing the names of the Registrars will be maintained in the ~~Municipal~~ Office of the Municipal Commissioner, in which the returns received will be posted as they come in. When these registers show that the return for any day is 48 hours overdue, a reminder will be sent to the Registrar The Municipal Commissioner will take disciplinary action against the Registrars who are frequently in ~~the~~ default.

Process of sorting and abstracting the returns in the Central ~~General~~ Statistical Office of the Registrar General

20. The returns received in the Central Statistical Office will be abstracted and posted into registers for purposes of compilation.

Disposal of returns permanently

21. As soon as the required information has been abstracted and posted, the returns for each month will be filed in racks. At the close of each year, the returns will be transferred to record.

These returns will be retained as permanent records.

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~~Reviews to be published weekly, monthly and quarterly.~~

22. The statistics so abstracted will be published for the information of the authorities concerned and the public with a review of the same, weekly, monthly and quarterly.

The original register to be finally deposited in the Office of the Municipal Commissioner.

23 Each register of originals shall be retained in the custody of the Registrar for one year after it is closed and shall then be sent to the Municipal Commissioner, who, after careful scrutiny of all unattested erasures and alterations, shall file it as a permanent record.

Entries to be made in the Birth Registers by Midwives and Vaccinators

24. It shall be the duty of the Registrar to produce the Register of Births before the Midwife and the Vaccinator and it shall be the duty of the Midwife and the Vaccinator, respectively, to enter their initials with such remarks as may be called for, against the cases in which they have attended at the birth of a child or vaccinated it, as the case may be

The Health Officer and ~~Sanitary~~ Health Inspector to exercise supervision over registrars

25. The Health Officer and the ~~Sanitary~~ Health Inspector shall constantly inspect the Registers of Births and Deaths make test checks by enquiry, instruct the Registrar as to the discharge of his duties and exercise a general supervision over the work of the Registrar. The Registers shall be checked at least once a week by the ~~Sanitary~~ Health Inspector and the entries verified should bear the initials of the checking officer with date of check

Errors

26. Every error found in the Register of Births or in the Register of Deaths shall be corrected by drawing a line through the original entry but not so as to render it illegible) and writing the new entry above it, and the correction shall be fully signed and dated by the Registrar if the error be discovered by him and by both the

the Registrar and the Checking Officer, if the error be discovered by a Checking Officer. All such corrections shall be duly intimated to the Registrar-General through the Municipal Commissioner with the reasons therefor The corrections when approved by the Registrar-General will be made in the returns filed in the Central Statistical Office, and due information will be sent to the Municipal Commissioner for informing the Registrars concerned

Provided that no entry shall be corrected under this rule more than a year after the entry has been made, except with the previous sanction of the Municipal Commissioner.

When Registrar to give extract free of charge.

27 The Registrar, shall, as soon as the registration of the birth of ~~the~~ a child has been completed, give, on application, free of all charges, to the person who gives information of the birth, an extract under his hand from the register relating to such birth. For purposes of this bye-law, the register will be the register of originals kept by the Registrar

Search of Birth and Death Registers

28 Any person may, at any reasonable time, on payment of a fee of four annas for each visit, search any Register of Births and Deaths. For purposes of this rule, the Register of Births and Deaths will be the returns sent daily by the Registrar through the Municipal Commissioner to the Registrar-General and filed in the Central Statistical Office, or in the case of occurrences prior to the coming into force of these bye-laws, the registers filed in the office of the Municipal Commissioner

Issue of Birth and Death Certificates in cases Registered under the New System

29. Any person requiring a certificate of Birth or Death may put in an application affixing a one-anna court-fee stamp and enclosing an eight-anna court-fee stamp to be affixed to the certificate.

The application should state clearly
1 The name and father's name of the party in relation to whose birth or death a certificate is required,
2 The date, month and year of the occurrence,
3 The name of the street and the division where the event occurred, and
4 the postal address of the applicant for sending the copy

3)

The application may be addressed to the Registrar-General or to the Municipal Commissioner who will forward it to the Registrar-General On receipt of such an application, the Registrar-General will cause the duplicate return relating to the occurrence to be traced and a true copy of the same to be issued over his signature or that of the ~~Assistant~~ Deputy Registrar-General and sent either directly to the party Concerned or to the Municipal Commissioner to be given to the party concerned. Such extracts shall be certified as provided in Section 76 of the Indian Evidence Act, 1872, and may be produced in proof of the entries of which they purport to be copies

In cases registered under the old system

The above bye-law will be applicable only to occurrences taking place after these bye-laws have come into force In regard to occurrences prior to that date, the old bye-law will continue as follows -

Every person applying for a certified extract from the Registers of Birth and Deaths shall affix on his or her application one half-a-rupee court-fee stamp for the authenticated extract, and if the extract required is from the registers of a year other than that in which the application is made, an additional searching fee of half a rupee shall be charged Except copying fees payable to copyists, which should be paid in cash, all other fees being paid in advance and in court-fee stamp affixed to the application. Such extracts shall be signed by the Municipal Commissioner and sealed with the seal of the Council.

30. Notwithstanding anything stated in the above para, a certified extract from the Register of Births shall be granted free of all the charges for purposes of claiming benefit under the Mysore Maternity Benefit Act to the women labourers on an application duly made in this behalf, provided the application is supported by a certificate from the employer to the satisfaction of the issuing officer (Vide Government Order No L 7690-2 Ml.87-39-24, dated 2nd March 1940).

For purposes of claiming benefit under the Mysore Maternity Benefit Act, a certified extract from the Birth Register may be issued free of cost to women workers in factories in the Municipality

PROCEEDINGS OF THE GOVERNMENT OF HIS HIGHNESS
THE MAHARAJA OF MYSORE

Penalty for ommission to give information.

30 Any person whose duty it is to give information under the preceding byelaws and who neglects or refuses to give such information or gives false information, shall be liable on conviction to a fine not exceeding ten rupees.

Approved by the Municipal Council Vide Council resolution No 13 dated 28 7 48

Municipal Commissioner
Davangere city Municipality

16/9/48

for [illegible] Maternity Benefit Act, a certified
true extract from the Berlin Register may be
viewed free of cost to women workers in factories
in the Municipality

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PROCEEDINGS OF THE GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE

READ -

Letter No H C 26/48-49 dated 16th September 1948 from the Municipal Commissioner, Davangere City Municipality, requesting sanction to the draft byelaws framed by the Davangere City Municipal Council under Section 51(1)(f) of the Mysore City Municipalities Act, 1933, for the registration of Births and Deaths in the Municipality and adding that no objections were received in response to the notification issued in this behalf

ORDER NO L5197/md 86-48-44

Dated, Bangalore, the 13-11-48

The Byelaws are approved as revised and appended to this order

The Municipal Commissioner, Davangere City Municipality is requested to send half a dozen printed copies of the Byelaws for reference and records in the Secretariat

for Revenue Secretary to Government

To

The Municipal Commissioner, Davangere City Municipality with a copy of the byelaws